



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

SESSER et al.

Atty. Ref.: 737-261; Confirmation No. 3782

Appl. No. 10/813,443

TC/A.U. 3752

Filed: March 31, 2004

Examiner: Nguyen

For: ADJUSTABLE ARC, ADJUSTABLE FLOW RATE SPRINKLER

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June 27, 2005

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

RESPONSE

Responsive to the Official Action dated May 18, 2005, applicant responds as follows. All of the application claims 28-67 have been rejected on the judicially created doctrine of obviousness-type double patenting, as being unpatentable over certain identified claims of commonly owned U.S. Patent 6,736,332. Applicant submits herewith a Terminal Disclaimer limiting the term of any patent that issues from this application to the term of commonly owned U.S. Patent 6,736,332, thereby overcoming the (provisional) obviousness-type double patenting rejection.

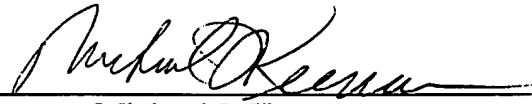
It is respectfully submitted that the application is now in condition for immediate allowance, and early passage to issue is requested. In the event, however, any small

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matters remain outstanding, the Examiner is encouraged to telephone the undersigned so that the prosecution of this application can be expeditiously concluded.

Respectfully submitted,

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